

DEPARTMENT OF TELECOMMUNICATIONS  
COMMONWEALTH OF MASSACHUSETTS

)  
Investigation by the Department of )  
Telecommunications and Energy on its )  
own motion pursuant to G.L. c. 159, ) D.T.E. 01-34  
 §§ 12 and 16, into Verizon New England Inc. )  
d/b/a Verizon Massachusetts' provision of )  
Special Access Services )  
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PETITION OF GLOBAL CROSSING NORTH AMERICA, INC. TO INTERVENE

Pursuant to 220 CMR §1.03, Global Crossing North America, Inc. ("Global Crossing") hereby petitions for leave to intervene as a party in this docket. In support of its petition, Global Crossing states as follows:

1. Global Crossing is a global telecommunications company, with its principal place of business at 180 South Clinton Avenue, Rochester, New York. Subsidiaries of Global Crossing are authorized to provide service in the Commonwealth of Massachusetts, and provides service consistent with that authorization.
2. Global Crossing is heavily reliant upon Verizon-MA for special access services. In order for Global Crossing to provide service to its customers, it must obtain special access services, which, in Massachusetts, it orders out of Verizon's interstate access tariffs. Such service typically includes DS1 and DS3 level circuits. Although Global Crossing orders these services from other companies when available, Verizon still dominates the access market. Global Crossing therefore remains dependent on Verizon for its ability to serve customers in a timely and reliable manner.
3. As set forth herein, Global Crossing has a substantial and specific interest in this proceeding, sufficient to justify its intervention and participation. Global Crossing is affected by Verizon-MA's unreasonable and unlawful special access provisioning and as a result will be specifically and substantially affected by the instant proceeding. The lack of reasonable and lawful provisioning adversely affects Global Crossing and its customers in terms of inflated call blockage rates, increased costs to terminate calls through alternate vendors (where this is even possible) and lost revenue from delays in obtaining service. Global Crossing

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estimates that it has already experienced a negative financial impact of approximately \$4 million in the Boston area through January 1, 2001 as a result of Verizon's inability to provision these circuits.

4. Global Crossing raised these very same issues in its comments on the Verizon-MA application for InterLATA authority under §271 of the Communications Act. (1) In fact, the DTE noted these comments in its Vote and Order to Open Investigation in which it initiated this docket. (2)

5. Global Crossing contends that Verizon-MA is failing to provide special access services in a reasonable and lawful manner. Over the last nine months, throughout the 13 state region of the former Bell Atlantic and NYNEX companies, Verizon has been unable to provision even one entrance facility for Global Crossing on time. In Massachusetts, Verizon's performance is even worse than its own region-wide average. One recent order for an entrance facility in Boston, for example, was finally completed almost four months beyond the Verizon-committed due date.

6. Global Crossing believes that the DTE must take action to improve Verizon-MA's performance and ensure that the extended delays that carriers are now facing will not be used to the competitive advantage of Verizon's Section 272 affiliate. These actions should include, among others, the imposition of reporting requirements for special access performance, the creation of a performance assurance plan for special access, and the ordering of a performance improvement schedule. Global Crossing proposes to present evidence to support these contentions, including evidence of Verizon-MA's unreasonable and unlawful performance to date.

CONCLUSION

For the forgoing reasons, Global Crossing respectfully requests that the Department grant it the right to intervene in this proceeding and add the undersigned to the service list.

Respectfully submitted,

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Counsel for Global Crossing North America, Inc.

Dated March 26, 2001

CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of March, 2001, copies of the foregoing PETITION TO INTERVENE and MOTION TO APPEAR PRO HAC VICE were submitted to the Department via e-mail and overnight mail.

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Michelle Arbaugh

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147 U.S.C. §271.

2. Investigation by the Department of Telecommunications and Energy on its own motion pursuant to G.L. c. 159, §§ 12 and 16, into Verizon New England Inc. d/b/a Verizon Massachusetts' provision of Special Access Services, DTE 01-34, March 14, 2001, at page 2.